

City of Cuyuna, Minnesota

ORDINANCE NO. 807

Fertilizer

June 26, 2003

Cuyuna Ordinance No. 807

**PHOSPHOROUS TURF FERTILIZER USE RESTRICTIONS**

Definitions: “Turf” - means non crop land planted in closely mowed, managed grasses including, but not limited to, residential and commercial residential property, private golf course, and property owned by federal, state, or local units of Government, including parks, recreation areas, and public golf courses. Turf does not mean pasture, hayland, hay, turf grown on turf farms, or any other form of agricultural production.

“Impervious Surface” - means a highway, street, sidewalk, parking lot, driveway, or other material that prevents infiltration of water into the soil.

Phosphorous Use Restrictions:

A person may not apply a fertilizer containing the plant nutrient Phosphorous to turf in the City of Cuyuna except under the following conditions:

- 1) a tissue, soil, or other test by a laboratory or method approved by the Commissioner of Agriculture and performed within the last three years indicates that the level of available Phosphorous in the soil is insufficient to support healthy turf growth;
- 2) the property owner or an agent of the property owner is first establishing turf via seed or sod procedures, and only during the first growing season;
- 3) the fertilizer containing the plant food Phosphorous is used on a golf course under the direction of a person licensed, certified, or approved by an organization with an ongoing training program approved by the commissioner of Agriculture.

Applications of Phosphorous fertilizer authorized under these conditions must not exceed rates recommended by the University of Minnesota and approved by the Commissioner of Agriculture.

Fertilizer Application to an Impervious Surface; Prohibition:

A person may not apply a fertilizer to an Impervious Surface. Fertilizer released on an Impervious Surface must be immediately contained and either legally applied to turf or any other legal site or returned to the original or other appropriate container

Enforcement:

The above sections are enforced by local units of government under their existing authority. Violations of a provision in either of these sections is a petty misdemeanor.

Effective Date. This ordinance becomes effective upon its passage and publication according to law. This Ordinance shall be published in summary form.

Passed by a 4/5 vote of the council this 1<sup>st</sup> Day of July, 2003.

ATTEST

\_\_\_\_\_/s/  
Ruth Imberi, Mayor

\_\_\_\_\_/s/  
William F. Bedard, Clerk

SUMMARY OF Cuyuna ORDINANCE NO. 808

The following official summary has been approved by the city council of Cuyuna as clearly informing the public of the intent and effect of this ordinance, which is to adopt restrictions relating to PHOSPHOROUS TURF FERTILIZER USE; and to provide a penalty for violation. The Section and Subdivision titles are as follows: Definitions: "Turf"; Definitions: "Impervious Surface"; Phosphorous Use Restrictions; Fertilizer Application to an Impervious Surface; Prohibition; Enforcement.

A printed copy of the ordinance is available for inspection by any person at the office of the city clerk.

Summary approved with a 4/5 vote or greater by the council this July 1, 2003.

\_\_\_\_\_/s/\_\_\_\_\_  
Ruth Imberi, Mayor

ATTEST:

\_\_\_\_\_/s/\_\_\_\_\_  
William F. Bedard, Clerk